

A CERTIFIED TRUE COPY

JUL 16 2007

ATTEST *Thomas J. Hillman*
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATIONJUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUN 28 2007

FILED
CLERK'S OFFICE**DOCKET NO. 1850****BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION****IN RE PET FOOD PRODUCTS LIABILITY LITIGATION****(SEE ATTACHED SCHEDULE)****CONDITIONAL TRANSFER ORDER (CTO-1)**

On June 19, 2007, the Panel transferred 12 civil actions to the United States District Court for the District of New Jersey for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* F.Supp.2d (J.P.M.L. 2007). With the consent of that court, all such actions have been assigned to the Honorable Noel L. Hillman.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of New Jersey and assigned to Judge Hillman.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of New Jersey for the reasons stated in the order of June 19, 2007, and, with the consent of that court, assigned to the Honorable Noel L. Hillman.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of New Jersey. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:


Jeffery N. Luthi
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

JUL 16 2007

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

SCHEDULE CTO-1 - TAG-ALONG ACTIONS
DOCKET NO. 1850
IN RE PET FOOD PRODUCTS LIABILITY LITIGATION

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ARKANSAS EASTERN ARE 4 07-376	Scott Stacey, et al. v. Nestle SA, et al.
ARKANSAS WESTERN ARW 4 07-4036 ARW 5 07-5065	Kirby Cooper v. Menu Foods Income Fund, et al. Sandra L. Gray, et al. v. Menu Foods, et al.
CALIFORNIA CENTRAL. CAC 2 07-1987 CAC 2 07-2060 CAC 2 07-2253 CAC 2 07-2338 CAC 2 07-2476 CAC 2 07-2779 CAC 2 07-2964 CAC 5 07-398	Paul Randolph Johnson, et al. v. Menu Foods, Inc., et al. Dawn Howe v. Menu Foods Ltd., et al. Lois Grady, et al. v. Menu Foods Income Fund, et al. Kelly Finestone v. Menu Foods, Inc., et al. Richard Chamberlain v. Nestle SA, et al. Ken Wahl, et al. v. Menu Foods Income Fund, et al. Jayne Englander, et al. v. Menu Foods Income Fund, et al. Dennis Lee Townsend, et al. v. Menu Foods Ltd., et al.
CALIFORNIA EASTERN CAE 2 07-654	Cheryl Carver v. Del Monte Foods Co., et al.
CALIFORNIA NORTHERN CAN 3 07-1809 CAN 3 07-2665	Sherry Ingles v. Menu Foods, Inc., et al. Diane Lowery v. Menu Foods Income Fund, et al.
CALIFORNIA SOUTHERN CAS 3 07-705 CAS 3 07-706 CAS 3 07-734 CAS 3 07-951	Robert Payne, et al. v. Menu Foods, Inc., et al. Diane Swarberg v. Menu Foods Holding, Inc., et al. Hayley Ford, et al. v. Menu Foods Income Fund, et al. John Colliard v. Menu Foods, Inc., et al.
COLORADO CO 1 07-736	Emily Tompkins v. Menu Foods Midwest Corp., et al.
FLORIDA MIDDLE FLM 2 07-235 FLM 6 07-803	Maria Teresa Ferrarese v. Menu Foods, Inc., et al. George Birney, et al. v. Menu Foods, Inc.
FLORIDA SOUTHERN FLS 1 07-20955	Stephen Donnelly, et al. v. Menu Foods, Inc., et al.
IDAHO ID 1 07-160	Larry Klimes, et al. v. Menu Foods
ILLINOIS NORTHERN ILN 1 07-2162 ILN 1 07-2183 ILN 1 07-2211 ILN 1 07-2237	Heather Amro v. Menu Foods Income Fund, et al. Gary Bruski v. Menu Foods, Inc., et al. Raymond Demith, et al. v. Nestle Purina Petcare Co., et al. Sonja Foxe v. Menu Foods, Inc., et al.

SCHEDULE CTO-1 - TAG-ALONG ACTIONS (MDL-1850)

PAGE 2 OF 3

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	
MASSACHUSETTS		
MA 1 07-10745	Lidia Rodrigues v. Menu Foods, Inc., et al.	
MA 1 07-10797	Megan Connerton, et al. v. Menu Foods Midwest Corp., et al.	
MAINE		
ME 2 07-54	Mara Brazilian v. Menu Foods Income Fund, et al.	
MINNESOTA		
MN 0 07-1808	Stephanie Rozman v. Menu Foods Midwest Corp., et al.	
MN 0 07-2108	Wendy Krosschell v. Menu Foods Income Fund, et al.	
MISSOURI WESTERN		
MOW 3 07-5041	Richard Schwinger v. Menu Foods, et al.	
MISSISSIPPI SOUTHERN		
MSS 5 07-105	Sarah Cavin v. Menu Foods, et al.	
NEVADA		
<u>NV 2 07-686</u>	<u>Maragaret Picus v. Wal-Mart Stores, Inc., et al.</u>	<u>Opposed 7-16-07</u>
NV 3 07-159	Marion Streczyn v. Menu Foods, Inc., et al.	
NEW YORK SOUTHERN		
NYS 1 07-3236	Mark Cashman, et al. v. Menu Foods Midwest Corp., et al.	
OHIO NORTHERN		
OHN 1 07-1018	Gregory Boehm v. Menu Foods, Inc., et al.	
PENNSYLVANIA MIDDLE		
PAM 1 07-929	Dixie Keller v. Menu Foods Ltd., et al.	
RHODE ISLAND		
RI 1 07-115	Carol Brown v. Menu Foods, Inc., et al.	
TENNESSEE EASTERN		
TNE 3 07-98	Barbara Light v. Menu Foods Income Fund	
WASHINGTON WESTERN		
WAW 2 07-575	Laura Migliore v. Menu Foods	
WAW 2 07-576	Gail Moran v. Menu Foods	
WAW 2 07-577	Sheryl Puett v. Menu Foods	
WAW 2 07-634	Daniel Ray Reeves v. Menu Foods	
WAW 2 07-666	Sheree A. Robinson v. Menu Foods	
WAW 2 07-667	Phyllis A. Ullman v. Menu Foods	
WAW 2 07-668	Elizabeth Palmer v. Menu Foods	
WAW 2 07-669	Jason Labbate v. Menu Foods	
WAW 2 07-670	Megan Whitt v. Menu Foods	
WAW 2 07-684	Linda Weitz v. Menu Foods	
WAW 2 07-685	Michelle Adams v. Menu Foods	

SCHEDULE CTO-1 - TAG-ALONG ACTIONS (MDL-1850)

PAGE 3 OF 3

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
WAW 2 07-686	Lerae Dineen v. Menu Foods
WAW 2 07-687	Sandra Shingle v. Menu Foods
WAW 2 07-688	Gary Thomas v. Menu Foods
WAW 2 07-689	Deborah A. Mullen v. Menu Foods
WAW 2 07-690	Helen Percy v. Menu Foods
WAW 2 07-745	Paula Monk v. Menu Foods
WAW 2 07-746	Tony Boyer v. Menu Foods
WAW 2 07-747	Norman Brenton v. Menu Foods
WAW 2 07-748	Lynda Nagel v. Menu Foods
WAW 2 07-749	Teresa Eilers v. Menu Foods
WAW 3 07-5204	Jeff Rusiecki v. Menu Foods
WAW 3 07-5205	Nancy Guthrie v. Menu Foods
WISCONSIN WESTERN	
WIW 3 07-159	Jacqueline Johnson v. The Procter & Gamble Co., et al.
WIW 3 07-248	Penny J. Roberts, et al. v. Menu Foods Income Fund, et al.

INVOLVED COUNSEL LIST (CTO-1)

DOCKET NO. 1850

IN RE PET FOOD PRODUCTS LIABILITY LITIGATION

Charles H. Abbott
 Gibson Dunn & Crutcher
 333 South Grand Avenue
 45th Floor
 Los Angeles, CA 90071-3197

John H. Alexander
 John H. Alexander & Associates
 100 West Monroe Street
 Suite 2100
 Chicago, IL 60603

Thomas C. Angelone
 Hodosh, Spinella & Angelone
 One Turks Head Place
 Suite 1050
 Providence, RI 02903-1516

Rene Lynn Barge
 Class Action Litigation Group
 11111 Santa Monica Blvd.
 Los Angeles, CA 90025

George S. Bellas
 Bellas & Wachowski
 15 North Northwest Highway
 Park Ridge, IL 60068

Eric J. Benink
 Krause, Kalfayan, Benink & Slavens,
 LLP
 625 Broadway
 Suite 635
 San Diego, CA 92101

Steve W. Berman
 Hagens Berman Sobol Shapiro, LLP
 1301 Fifth Avenue
 Suite 2900
 Seattle, WA 98101

Bruce S. Bistline
 Gordon Law Offices
 623 West Hays Street
 Boise, ID 83702-5512

Garrett D. Blanchfield Jr
 Reinhardt, Wendorf & Blanchfield
 332 Minnesota Street
 Suite E-1250
 St. Paul, MN 55101

Norman B. Blumenthal
 Blumenthal & Markham
 2255 Calle Clara
 La Jolla, CA 92037

Anthony G. Brazil
 Morris, Polich & Purdy, LLP
 1055 West Seventh Street
 24th Floor
 Los Angeles, CA 90017-2503

Jeniphr A.E. Breckinridge
 Hagens Berman Sobol Shapiro, LLP
 1301 Fifth Avenue
 Suite 2900
 Seattle, WA 98101

Rachel Laine Carnaggio
 Godfrey & Lapuyade, P.C.
 9557 South Kingston Court
 Englewood, CO 80112-5952

Paul C. Catos
 Thompson & Bowie
 Three Canal Plaza
 P.O. Box 4630
 Portland, ME 04112

Ilan J. Chorowsky
 Chorowsky Law Offices
 1130 N. Dearborn Street
 Suite 3110
 Chicago, IL 60610

Christy Comstock
 21 West Mountain Street
 Suite 300
 Fayetteville, AR 72701

Barbara J. Crouch
 Pillsbury Winthrop Shaw & Pittman
 725 South Figueroa Street
 Suite 1200
 Los Angeles, CA 90017

Brian R. Cunha
 Brian Cunha & Associates
 311 Pine Street
 Fall River, MA 02720

James L. Davidson
 Lerach Coughlin Stoia Geller
 Rudman & Robbins, LLP
 120 East Palmetto Park Road
 Suite 500

Boca Raton, FL 33432

Larry D. Drury
 Larry D. Drury, Ltd.
 205 West Randolph Street
 Suite 1430

Chicago, IL 60606

John G. Emerson
 Emerson Poynter, LLP
 830 Apollo Lane
 Houston, TX 77058

Thomas M. Ferlauto
 King & Ferlauto
 1880 Century Park East
 Suite 820

Los Angeles, CA 90067-1627

Luis Guillermo Figueroa
 Attorneys Trial Group
 540 North Semoran Blvd.
 Orlando, FL 32807

Jack Michael Fribley
 Faegre & Benson, LLP
 90 South Seventh Street
 Suite 2200
 Minneapolis, MN 55402-3901

Andrew H. Friedman
 Helmer Friedman
 723 Ocean Front Walk
 Venice, CA 90291

Wendi J. Frisch
 Morris, Polich & Purdy, LLP
 1055 West 7th Street
 Suite 2400
 Los Angeles, CA 90017

Robert B. Gerard
 Gerard & Osuch, LLP
 2840 South Jones Boulevard
 Building D, Suite 4
 Las Vegas, NV 89146

INVOLVED COUNSEL LIST (CTO-1) MDL-1850

PAGE 2 OF 4

Jeremy Gilman
 Benesch, Friedlander, Coplan & Aronoff
 2300 BP Tower
 200 Public Square
 Cleveland, OH 44114-2378

Paul Gordon
 Paul Gordon, LLC
 650 South Cherry Street
 Suite 835
 Denver, CO 80246

Patrick J. Goss
 Rose Law Firm
 120 East Fourth Street
 Little Rock, AR 72201

Daniel E. Gustafson
 Gustafson Gluek PLLC
 608 Second Avenue South
 Suite 650
 Minneapolis, MN 55402

Susan M. Hack
 Higgs, Fletcher & Mack, LLP
 401 West A Street
 Suite 2600
 San Diego, CA 92101-1406

Jason Matthew Hatfield
 Lundy & Davis, LLP
 300 North College Avenue
 Suite 309
 Fayetteville, AR 72701

Bradley T. Hayes
 804 State Street
 Natchez, MS 39120

Bradley David Hergott
 Scandaglia & Ryan
 55 East Monroe Street
 Suite 3930
 Chicago, IL 60603

Harold M. Hewell
 Hewell Law Firm
 402 West Broadway
 Fourth Floor
 San Diego, CA 92101

Mick D. Hodges
 Peterson Hodges & Harper
 P.O. Box 3088
 Twin Falls, ID 83303-5298

Charles H. Horn
 Wright, Robinson, Osthimer & Tatum
 44 Montgomery Street
 18th Floor
 San Francisco, CA 94104

William Gene Horton
 Nolan, Caddell & Reynolds, P.A.
 122 North 11th Street
 Post Office Box 184
 Fort Smith, AR 72902-0184

Don Howarth
 Howarth & Smith
 523 West Sixth Street
 Suite 729
 Los Angeles, CA 90014

Brian S. Inamine
 Wright, Robinson, Osthimer & Tatum
 888 South Figueroa Street
 Suite 600
 Los Angeles, CA 90017

D. Jeffrey Ireland
 Faruki, Ireland & Cox, P.L.L.
 500 Courthouse Plaza, S.W.
 10 North Ludlow Street
 Dayton, OH 45402

Frank Jablonski
 Progressive Law Group, L.L.C.
 354 West Main Street
 Madison, WI 53703

Christopher D. Jennings
 Emerson Poynter, LLP
 The Museum Center, Suite 305
 500 President Clinton Avenue
 Little Rock, AR 72201

Robert A. Jigarjian
 Jigarjian Law Office
 128 Tunstead Avenue
 San Anselmo, CA 94960

Jeffrey T. Kestle
 Gardner, Bond, Trabolsi, St.
 Louis & Clement
 2200 Sixth Avenue
 Suite 600
 Seattle, WA 98121

Michael S. Kreidler
 Stich, Angell, Kreidler &
 Dodge, P.A.
 The Crossings, Suite 120
 250 Second Avenue South
 Minneapolis, MN 55401

Paul F. Linn
 Michael Best & Friedrich, LLP
 100 E. Wisconsin Ave, Ste.
 3300
 Milwaukee, WI 53202

Carrie Ann Lubinski
 Gordon & Rees, LLP
 Embarcadero Center West
 275 Battery Street
 20th Floor
 San Francisco, CA 94111

Gary E. Mason
 Mason Law Firm, P.C.
 1225 19th Street, N.W.
 Suite 500
 Washington, DC 20036

Edward T. Matthews
 Fredrikson & Byron
 200 South 6th Street
 Suite 4000
 Minneapolis, MN 55402-1425

John J. McDonough
 Cozen O'Connor, LLP
 45 Broadway Atrium
 Suite 1600
 New York, NY 10006

Robert D. McIntosh
 Adorno & Yoss, LLP
 888 SE 3rd Avenue
 Suite 500
 Fort Lauderdale, FL
 33316-1159

INVOLVED COUNSEL LIST (CTO-1) MDL-1850

PAGE 3 OF 4

Jennifer L. McKeegan Gallagher, Sharp, Fulton & Norman Bulkley Building 6th Floor 1501 Euclid Avenue Cleveland, OH 44115	Allison Beth Neidoff Gibbons, PC One Pennsylvania Plaza 37th Floor New York, NY 10119-3701	Terry M. Poynter P.O. Box 370 Mountain Home, AR 72654-0370
Steven J. Merker Dorsey & Whitney LLP 370 17th Street Republic Plaza Building Suite 4700 Denver, CO 80202-5647	Gregory M. Nespolc Wolf Haldenstein Adler Freeman & Herz LLP 270 Madison Avenue 11th Floor New York, NY 10016	Andrae P. Reneau Wexler Toriseva Wallace, LLP One North LaSalle Street Suite 2000 Chicago, IL 60602
Ethan A. Miller Squire, Sanders & Dempsey, L.L.P. One Maritime Plaza Suite 300 San Francisco, CA 94111	Marshall S. Ney Mitchell, Williams, Selig, Gates & Woodyard, PLLC 5414 Pinnacle Point Drive Suite 500 Rogers, AR 72758	Eugene R. Richard Wayne Richard & Hurwitz, LLP One Boston Place Suite 3620 Boston, MA 02108
Daniel J. Mitchell Bernstein Shur 100 Middle Street P.O. Box 9729 Portland, ME 04104-5029	William M. O'Mara O'Mara Law Firm, P.C. 311 East Liberty Street Reno, NV 89501	Steven Lee Rodriguez Cozen & O'Connor 425 California Street Suite 2400 San Francisco, CA 94104
J. Chad Moore 270 Market Street Millersburg, PA 17061	Gina E. Och Murchison & Cumming Chase Plaza 801 South Grand Avenue 9th Floor Los Angeles, CA 90017-4613	Daniel L. Rottinghaus Berding & Weil 3240 Stone Valley Road West Alamo, CA 94507
Michael S. Morrison Schonbrun DeSimone Seplow Harris & Hoffman 723 Ocean Front Walk Venice, CA 90291-3270	Katherine J. Odenbreit Class Action Litigation Group 13123 Garden Land Road Los Angeles, CA 90049	Edward B. Ruff III Pretzel & Stouffer, Chtd. One South Wacker Drive Suite 2500 Chicago, IL 60606-4673
John F. Mullen Cozen O'Connor 1900 Market Street Fourth Floor Philadelphia, PA 19103-3508	Behram V. Parekh Kirkland & Ellis, LLP 2361 Rosecrans Blvd. 4th Floor El Segundo, CA 90245-4923	Steven E. Schwarz Law Offices of Steven E. Schwarz 2461 W. Foster Avenue #1W Chicago, IL 60625
Dennis E. Murray Sr. Murray & Murray Co., LPA 111 East Shoreline Dr. P.O. Box 19 Sandusky, OH 44871	David C. Parisi Parisi & Havens 15233 Valleyheart Drive Sherman Oaks, CA 91403	Richard Mark Segal Pillsbury Winthrop Shaw & Pittman 101 West Broadway Suite 1800 San Diego, CA 92101
Michael David Myers Myers & Co., P.L.L.C. 1809 Seventh Avenue Suite 700 Seattle, WA 98101	David A. Payne Tom W. Cardin, P.C. 607 Main Street Cassville, MO 65625	Scott R. Shepherd Shepherd, Finkelman, Miller & Shah, LLC 4400 North Federal Highway Suite 200 Lighthouse Point, FL 33064
		Charles W. Spann Perry & Spann 6130 Plumas Street Reno, NV 89509

Dan Channing Stanley
Stanley & Kurtz, PLLC
422 South Gay Street
Third Floor
Knoxville, TN 37902

Jeffrey R. Thompson
O'Neil, Parker & Williamson
416 Cumberland Avenue, S.W.
P.O. Box 217
Knoxville, TN 37902

Nicholas M. Wieczorek
Morris Polich & Purdy, LLP
3980 Howard Hughes Parkway
Suite 400
Las Vegas, NV 89109

Michael L. Stoker
Johns, Flaherty & Rice, S.C.
205 Fifth Avenue South
Suite 600
P.O. Box 1626
La Crosse, WI 54602

Michael Patrick Turiello
Preztel & Stouffer, Chtd.
One South Wacker Drive
Suite 2500
Chicago, IL 60606-4673

Cheryl A. Williams
Milberg Weiss & Bershad
One California Plaza
300 South Grand Avenue
Suite 3900
Los Angeles, CA 90071

Stuart C. Talley
Kershaw, Cutter & Ratinoff LLP
980 9th Street
19th Floor
Sacramento, CA 95814-2719

Adam T. Waskowski
Lord, Bissell & Brook, LLP
111 South Wacker Drive
Chicago, IL 60606

Shawn A. Williams
Millberg Weiss Bershad Hynes &
Lerach, LLP
100 Pine Street
Suite 2600
San Francisco, CA 94111

Mark John Tamblyn
Wexler, Toriseva, Wallace, LLP
1610 Arden Way
Suite 290
Sacramento, CA 95815

Peter N. Wasylyk
Law Offices of Peter N. Wasylyk
1307 Chalkstone Avenue
Providence, RI 02908

Brian D. Wright
Faruki, Ireland & Cox, PLLC
500 Courthouse Plaza, S.W.
10 North Ludlow Street
Dayton, OH 45402

Jennifer Reba Thomaidis
Thomaidis Law, LLC
1866 Vine Street
Denver, CO 80206

Jeff S. Westerman
Milberg, Weiss & Bershad LLP
One California Plaza, Suite 3900
300 South Grand Avenue
Los Angeles, CA 90071

Stephen R. Thomas
Moffatt, Thomas, Barrett, Rock & Fields,
Chtd.
P.O. Box 829
Boise, ID 83701

Jeffrey M. White
Pierce, Atwood, LLP
One Monument Square
Portland, ME 04101